

# EXHIBIT 16

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEYIN RE: JOHNSON & JOHNSON  
TALCUM POWDER PRODUCTS  
MARKETING, SALES PRACTICES,  
AND PRODUCTS LIABILITY LITIGATION

MDL No. 16-2738 (FLW) (LHG)

THIS DOCUMENT RELATES TO:

ANNA GALLARDO,	)
	)
	)
Plaintiffs,	) Case No. 3:18-cv-10840
v.	)
	)
JOHNSON & JOHNSON, et al.,	)
	)
Defendants.	)

TUESDAY, JANUARY 12, 2021

Remote Oral Deposition of ANNA GALLARDO, taken pursuant to notice and conducted at the location of the witness in the State of Missouri, commencing at 8:30 a.m. Central Time, on the above date, before Jennifer A. Dunn, Registered Professional Reporter, Certified Court Reporter.

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1 PROCEEDINGS  
2

3 (January 12, 2021 at 8:30 a.m., Central Time.)

4 ANNA GALLARDO,

5 of lawful age, having been first duly sworn to tell the  
6 truth, the whole truth and nothing but the truth, deposes  
7 and says on behalf of the Defendants, as follows:8 EXAMINATION  
9

10 BY MS. MCGRODER:

11 Q Good morning, Ms. Gallardo. I am Lori McGroder,  
12 and I represent Johnson & Johnson in a lawsuit you brought  
13 involving Johnson's Baby Powder.

14 A Okay.

15 Q I want to thank you first for accommodating us a  
16 30-minute earlier for this deposition this morning, very  
17 much appreciated.

18 A Sure.

19 Q Can you please, for the record, give us your full  
20 name?

21 A Anna Marie Gallardo.

22 Q Thank you. And have you ever gone by any other  
23 names?

24 A Ann. Or Annie, sometimes Annie.

25 Q All right. And what was your maiden name?

A Russo. R-U-S-S-O.

Q Thank you. Have you ever been deposed before?

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1 A No, I have not.

2 Q All right. Well, just as an introduction, I'll  
3 give you a few of the ground rules for a deposition, which  
4 possibly your lawyer has gone over with you, and we'll just  
5 run through these really quickly.

6 Okay?

7 A Okay.

8 Q You need to answer verbally as in yes or no. Nods  
9 of the head are difficult for the court reporter to take  
10 down, especially in this virtual environment, so be sure and  
11 answer verbally, okay?

12 A Okay.

13 Q Also, allow me to finish my question before you  
14 begin your answer, even if you know what the end of my  
15 sentence is going to be, that way we're not talking over  
16 each other in the transcript; is that okay?

17 A Sure, it is.

18 Q If you don't understand something I ask, will you  
19 please let me know that, otherwise I'll assume you  
20 understood the question.

21 Okay?

22 A Yes.

23 Q If you need a break at any time, let me know. We  
24 have the full day, and it does get a little tedious doing  
25 these online and virtually, so just let me know if you need

2 (Pages 2 to 5)

Anna Gallardo

<p style="text-align: center;">Page 38</p> <p>1 not have Johnson's Baby Powder in your home?</p> <p>2 A I -- I think -- I'm -- I can't remember if we had</p> <p>3 it in our home or not.</p> <p>4 Q Do you remember when in 1988 you stopped using</p> <p>5 Johnson's Baby Powder?</p> <p>6 A No, I just remember it was around 1988.</p> <p>7 Q So your son would have been about 10 or 11?</p> <p>8 A 10 or 11 years old, mm-hmm.</p> <p>9 Q And when you stopped using Johnson's Baby Powder,</p> <p>10 did you replace talc usage in your genital area with any</p> <p>11 other product?</p> <p>12 A No, I didn't use anything. I decided that I</p> <p>13 wasn't going to use anything.</p> <p>14 Q Did you have any concerns at the time that you</p> <p>15 stopped using Johnson's Baby Powder?</p> <p>16 A No. No, none at all.</p> <p>17 Q Did you talk to anyone about stopping your use of</p> <p>18 Johnson's Baby Powder?</p> <p>19 A No.</p> <p>20 Q You didn't have any conversations about the fact</p> <p>21 you weren't going to use Johnson's Baby Powder anymore?</p> <p>22 A No, no conversations.</p> <p>23 Q Have you ever told anyone not to use Johnson's</p> <p>24 Baby Powder?</p> <p>25 A No.</p>	<p style="text-align: center;">Page 40</p> <p>1 Q So you're a life-long St. Louis resident; is that</p> <p>2 correct?</p> <p>3 A That's correct.</p> <p>4 Q And when you were growing up and you went to high</p> <p>5 school in the city, were you also living in the city?</p> <p>6 A Yes.</p> <p>7 Q Where did you live growing up?</p> <p>8 A On Goodfellow Boulevard.</p> <p>9 Q Is the high school that you went to still there?</p> <p>10 A It's not called Laboure anymore, but the building</p> <p>11 is still there.</p> <p>12 Q What is it called now?</p> <p>13 A I think it's called Cardinal Institute. It was, I</p> <p>14 don't know if it still is.</p> <p>15 Q So were you actually downtown St. Louis growing</p> <p>16 up?</p> <p>17 A No, no, I was in North St. Louis City.</p> <p>18 Q And while you were growing up, who lived in your</p> <p>19 residence with you?</p> <p>20 A My mother and father and my sister.</p> <p>21 Q And your sister's name is?</p> <p>22 A Patricia Opie, O-P-I-E.</p> <p>23 Q Thank you. Anyone else ever live with you while</p> <p>24 you were growing up?</p> <p>25 A No.</p>
<p style="text-align: center;">Page 39</p> <p>1 Q And is your son married?</p> <p>2 A Yes, he is.</p> <p>3 Q And what's his wife's name?</p> <p>4 A Taneya. T as in Tom, A-N-E-Y-A.</p> <p>5 Q And do they have children?</p> <p>6 A No.</p> <p>7 Q Have you ever talked to Taneya about your use of</p> <p>8 Johnson's Baby Powder?</p> <p>9 A No.</p> <p>10 MS. MCGRODER: Are you good to go for a</p> <p>11 little while longer or do you need a break?</p> <p>12 THE WITNESS: I'm okay. I'll let you know</p> <p>13 when I have to use the restroom, but I'm okay.</p> <p>14 MS. MCGRODER: I'll probably have to before</p> <p>15 you do. Cynthia, are you --</p> <p>16 MS. GARBER: Yeah, I was just going to say</p> <p>17 why don't we try to break every hour or so, but we're not</p> <p>18 quite there yet.</p> <p>19 Are you going into another long topic?</p> <p>20 MS. MCGRODER: Not long, but another topic,</p> <p>21 yes.</p> <p>22 MS. GARBER: Okay. Good. Let's maybe finish</p> <p>23 that and maybe take a break. If you're okay.</p> <p>24 THE WITNESS: I am for the moment.</p> <p>25 BY MS. MCGRODER:</p>	<p style="text-align: center;">Page 41</p> <p>1 Q What did your father do for a living?</p> <p>2 A He was also in the restaurant business.</p> <p>3 Q What type?</p> <p>4 A It was a restaurant now, slash, bar. He was, you</p> <p>5 know, a bartender, restaurant, lunch and dinner.</p> <p>6 Q Did your parents own -- or your father own a</p> <p>7 restaurant business?</p> <p>8 A Yes.</p> <p>9 Q And what was the name of it?</p> <p>10 A Coronado.</p> <p>11 Q And was that also in the City of St. Louis?</p> <p>12 A That was downtown City of St. Louis, yes.</p> <p>13 Q All right. Did your mother work outside the home</p> <p>14 while you were growing up?</p> <p>15 A She would work periodically at the restaurant as a</p> <p>16 server.</p> <p>17 Q All right. And were you in your parents' home,</p> <p>18 did you live with your parents continuously until you</p> <p>19 married Ramon?</p> <p>20 A Yes.</p> <p>21 Q Was the home that you grew up in, was it the same,</p> <p>22 a single family dwelling, and was it the same one throughout</p> <p>23 your entire childhood?</p> <p>24 A Yes.</p> <p>25 Q Did it ever undergo remodeling or construction at</p>

1 Q So you wouldn't have a genetic test, and then  
2 Dr. Wasserman -- I'm sorry, Dr. Mutch told you the results  
3 of the test?

4 A Right. I went to someone else in his office to  
5 have the -- I guess she was a genetic counselor, I don't  
6 know her name. But I did go see her, but that was at Dr.  
7 Mutch's office.

8 Q And have you ever actually looked at the genetic  
9 test report?

10 A It's been a while since I've looked at it.

11 Q Okay. I'm going to read the language of the  
12 genetic test report to you and ask you if you've ever heard  
13 this, okay?

14 A Okay.

15 Q It says: ' [REDACTED]  
16 [REDACTED]  
17 [REDACTED]

18 Were you aware of that language in this test  
19 report?

20 A I don't remember it saying that.

21 Q Okay. Has -- did anyone talk with you about  
22 the -- the fact that the genetic test that you took does not  
23 cover every possible gene associated with elevated risk of  
24 gynecologic cancers?

25 A I was not aware of that either.

1 THE WITNESS: Thank you.  
2 MS. GARBER: Thank you.  
3 (Deposition concluded at 12:04 p.m.)

1 MS. MCGRODER: Okay. Those are all the  
2 questions I have.

3 EXAMINATION

4 BY MS. GARBER:

5 Q With regard to the [REDACTED] use, I think counsel was  
6 asking you and I think you said you took the advice of your  
7 friend over Dr. Wasserman.

8 Was Dr. Wasserman aware of your decision to not  
9 take [REDACTED] any longer based on whatever the basis was?

10 A Right. He was aware. Yeah, he knew I wanted to  
11 get off of it.

12 Q Was he okay with it or was he upset by it?

13 A He was fine with it. He said it was my decision.

14 Q When you had the conversation with Dr. Wasserman  
15 about the potential cause of your ovarian cancer, was that  
16 at the time of your diagnosis of cancer?

17 A Yes, it was right after -- right after my [REDACTED],  
18 my next appointment with him.

19 Q And that was in 2013; is that right?

20 A Correct, yes. And that's when I brought up how  
21 could this happen to me.

22 MS. GARBER: I don't have anything further.

23 MS. MCGRODER: I have no further questions.  
24 Thank you so much, Ms. Gallardo, it was very nice to meet  
25 you.

1 CERTIFICATE  
2 I, Jennifer A. Dunn, Registered Professional  
3 Reporter and Certified Court Reporter, do hereby certify  
4 that prior to the commencement of the examination,  
5 ANN GALLARDO, was duly remotely sworn by me to testify to  
6 the truth, the whole truth and nothing but the truth.

7 I DO FURTHER CERTIFY that the foregoing is a  
8 verbatim transcript of the testimony as taken  
9 stenographically by me at the time, place and on the date  
10 hereinbefore set forth, to the best of my ability.

11 I DO FURTHER CERTIFY that I am neither a  
12 relative nor employee nor attorney nor counsel of any of the  
13 parties to this action, and that I am neither a relative nor  
14 employee of such attorney or counsel, and that I am not  
15 financially interested in the action.

16

17

18

19 "/s/JENNIFER A. DUNN"

20 Registered Professional Reporter

21 Certified Court Reporter

22

23 Dated: January 22, 2020

24

25